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Attorneys for Nominal Defendant  
BROCADE COMMUNICATIONS SYSTEMS, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

IN RE BROCADE COMMUNICATIONS  
SYSTEMS, INC. DERIVATIVE  
LITIGATION

Case No. C 05-02233 CRB

**STIPULATION AND ~~PROPOSED~~ ORDER  
TO CONTINUE FINAL APPROVAL  
HEARING TO APRIL 4, 2008**

This Document Relates to:

ALL ACTIONS

**WHEREAS**, on August 10, 2006, plaintiffs Stephen Knee, Robert Galluscio, William Pratt, and Anjani K. Jha, nominal defendant Brocade Communications Systems, Inc., individual defendants Antonio Canova, Michael Klayko, Seth D. Neiman, Neal Dempsey, Christopher B. Paisley, David L. House, Nicholas G. Moore, L. William Krause, Sanjay Vaswani, Robert R. Walker, Mark Leslie, Paul Bonderson, Larry W. Sonsini, William K. O'Brien and Michael J. Byrd, and defendant KPMG, LLP (the "Parties") entered into an Amended Stipulation of Settlement (the "Amended Stipulation") to settle the derivative Actions;

**WHEREAS**, on August 10, 2006, the Parties submitted the Amended Stipulation to this court for preliminary approval;

1       **WHEREAS**, on February 14, 2007, the Court issued an Order granting preliminary  
2 approval of the Amended Stipulation, setting a hearing for final approval to be held on April 27,  
3 2007, and providing that Notice of the Amended Stipulation be provided to shareholders no later  
4 than March 23, 2007;

5       **WHEREAS**, on April 27, 2007, the Court issued an Order continuing the hearing for final  
6 approval to August 24, 2007, rescheduling associated deadlines accordingly, and dismissing  
7 KMPG from the action without prejudice;

8       **WHEREAS**, the Court issued subsequent Orders continuing the hearing for final approval  
9 to November 1, 2007, December 21, 2007, February 8, 2008 and March 7, 2008;

10       **WHEREAS**, the following are currently scheduled with the Court:

- 11           1.       The hearing for final approval is March 7, 2008;
- 12           2.       A case management conference (“CMC”) is scheduled for March 7, 2008;
- 13           3.       Briefs regarding the parties’ position on settlement are currently due February 21,  
14 2008, with any reply papers to be filed by February 26, 2008;

15       **WHEREAS** the Parties wish to continue the March 7, 2008 final approval hearing and  
16 CMC for a period of twenty-eight (28) days;

17       **WHEREAS**, the Parties understand that 10:00 a.m. on April 4, 2008, is available on the  
18 Court’s calendar, the Parties are also available on this date and they request it;

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1 Dated: February 20, 2008

K&L GATES LLP

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/s/  
Jeffrey L. Bornstein

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Attorneys For Defendant Neal Dempsey

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Dated: February 20, 2008

SHEARMAN & STERLING LLP

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/s/  
Stephen D. Hibbard

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Attorneys For Defendants  
Christopher B. Paisley, David L. House,  
Nicholas G. Moore, Michael Klayko, L.  
William Krause, Sanjay Vaswani, and Robert  
R. Walker

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Dated: February 20, 2008

SKADDEN ARPS SLATE MEAGHER &  
FLOM LLP

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/s/  
Garrett J. Waltzer

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Attorneys For Defendant  
Gregory L. Reyes

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**FILER'S ATTESTATION**

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Pursuant to General Order No. 45, Section X, Subparagraph B, the undersigned attests  
that all parties have concurred in the filing of this Stipulation and [Proposed] Order to Continue  
Final Approval Hearing to April 4, 2008.

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Dated: February 19, 2007

COOLEY GODWARD KRONISH LLP

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By: /s/  
Benjamin D. Singerman

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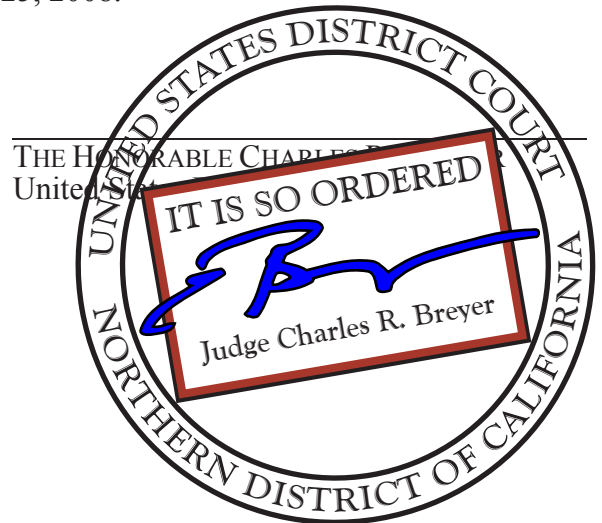
~~PROPOSED~~ ORDER

Pursuant to the stipulation of counsel, IT IS SO ORDERED:

1. The hearing on final approval scheduled for March 7, 2008, shall be rescheduled to 10:00 a.m. on April 4, 2007, and the associated deadlines shall be rescheduled accordingly;
2. Any briefs outlining a Party's position on the Stipulation shall be filed by March 20, 2008; and
3. Reply briefs shall be filed by March 25, 2008.

Dated: February 22, 2008

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THE HONORABLE CHARLES R. BREYER  
United States District Judge